

23/08/2002

15:48

HALFORD AND CO. → 001513036293450

TO 92641810

NO. 001 1002
P. 02/04

23/08/2002 15:48

FROM P. E&T.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|------------------------------|---|--------------------------|
| Applicant: | Keith Mario Torpy, et al |) | |
| Serial No.: | 09/787,496 |) | Group Art Unit |
| Filed: | March 16, 2001 |) | Examiner: Not Assigned |
| For: | THIN FILM HEATING ELEMENT |) | Attorney Docket 10032.00 |

**STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF OF INVENTOR
REFUSING TO SIGN (37 CFR §147)**

This statement is made as to the exact facts that are relied upon to establish the diligent effort made to secure the execution of the declaration by the nonsigning inventor for the above-identified patent application. This statement is being made by the available person having first-hand knowledge of the facts recited herein.

1. I am Mr. Paul Le Vasseure. My address of record is 21 Anembo Road, Berowra, NSW, 2081, Australia. I am the Engineering Manager of Electrolux Home Products Pty Ltd.

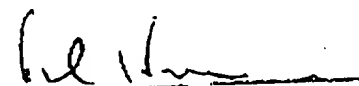
2. Mr. David M. Gehrig was listed on the above-referenced patent application as a joint inventor. His last known address was 39 Garfield Avenue, Bonnet Bay, NSW, 2226, Australia.

3. A copy of the application papers, including the specification, claims, drawings, oath, and declaration, was forwarded to Mr. Gehrig on 3 May, 2001, accompanied by a cover letter I signed. A true and correct copy of the cover letter is attached hereto as Exhibit 1.

4. On multiple occasions (May 14, 17, 21, 28, and June 7 of 2001), I attempted to contact Mr. Gehrig via telephone. Although I left messages on at least three occasions, my calls were never returned.

5. After several scheduling attempts, Mr. Gehrig and I met on August 12, 2002 at approximately 11:00 AM. At this meeting, I presented Mr. Gehrig with the Declaration and Power of Attorney for the above-referenced application. Twice, Mr. Gehrig verbally refused to sign the documents. I memorialized this meeting in a letter to Graham Halford, dated 12 August, 2002. A true and correct copy of this letter is attached hereto as Exhibit 2.

Signed this 23 day of AUGUST, 2002.


Paul Le Vasseure

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HALFORD AND CO. → 001513036253430

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P.04/04

31-08-2002 15:46

FROM E&T

Electrolux

OUR DATE 03/05/2001

OUR REF. PLVDG030501

Mr David Gehrig
39 Garfield Avenue
Bonnet Bay NSW 2226

Dear David,

As you are aware Electrolux Element & Tube have filed a Patent application for a Thin Film heating element through Halford & Co. this application was commenced when you were General Manager of the business which was then known as Email Element & Tube Division.


Previously you have assisted us with this application by assigning all rights to the said invention of which you are listed as co inventor, to Email Element & Tube.

For the patent application to proceed in the USA we require a further Assignment to be signed (copy enclosed).

Could you at your convenience contact me so that we can arrange a time mutually agreeable to both parties for these documents to be signed.

I look forward to hearing from you soon regarding this matter.

Best regards,



Paul Le Vasseure
Engineering Manager
paul.levasseure@electrolux.com.au

This is Exhibit 1 referred to in the Statement of Facts signed by Paul Le Vasseure dated 23 August 2002.



ELECTROLUX HOME PRODUCTS PTY LTD
ELEMENT AND TUBE

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OFFICE ADDRESS
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TELEPHONE 61 2 96933223
FAX 61 2 96556436
ABN 51 004 767 341

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TOTAL P.04

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23/08/2002

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FROM E&T

ElectroluxOUR DATE 12 08 2002
OUR REF. plv120802Halford & Co
7th Floor 1 Market St
Sydney
NSW 2000

Attn Graham Halford

Graham, after a delay I finally managed to arrange a meeting with David Gehrig that was convenient to both of us. The meeting was held this morning at the premises of David's current employer, Arthur Yates & Co Ltd situated at 21A Richmond Road Homebush.

The meeting began at 11:00 AM and after some pleasantries I tabled the power of Attorney documents for signing. Without even viewing the documents David refused to sign them (a copy of the documents had been delivered to David approximately 2 weeks prior to the meeting). I pointed out that he had previously signed Power of Attorney documents, which had included an agreement to assist us in obtaining whatever protection as was deemed necessary. Again he stated that he was not prepared to sign the documents.

At this point we ended the meeting.

Should you require any further details Please do not hesitate to contact me.

Best regards,



Paul Le Vasseure
Paul.levasseure@electrolux.com.au

This is Exhibit 2 referred to in the Statement of Facts signed by Paul Le Vasseure dated 23 August 2002.



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